

ILLE OIS ENVI. MENTAL PROTECTION AGENCY

DATE: September 11, 1989

TO:

Land Enforcement Decision Group - Attention: Gary King

FROM: David C. Jansen and Steven C. Townsend, DLPC/FOS - Springfield Region

RECEIVED

SUBJECT: LPC #1150150053 - Macon County Decatur/Midland Machine NFORCEMENT PROGRAMS

Compliance

SEP 13 1935

Environmental Protection Agency

SEP 12 1988

ENFORCEMENT REFERRAL MEMORANDUM

EPA-DLPC

The above referenced facility was inspected under an administrative warrant on August 3, 1989 after being refused access on July 25, 1989. The facility was also the subject of two drive by inspections on December 14, 1989 and January 10, 1989. During all of these times drums of unknown content were being . stored adjacent to Brush College Road. The on site inspection revealed over 300 drums full or partially full of undetermined wastes. The drums were stored in several groups throughout the site. In some areas drums were stacked 2 high. The inspection revealed evidence of spillage of some of the wastes.

The site also contains the residence of , owner and operator of Midland Machine. house is a<u>djace</u> storage area and across the on site road from another. house is adjacent to one barrel is obtained from an on site well believed to be near one of the barrel storage areas.

Several barrel waste storage areas are located on the facility property. According to some of the waste in barrrels is left over from the fuel processing operation which stopped in 1984 after the Agency informed the facility that a permit was required for waste treatment. Leader said he believed most of the drums contained waste crankcase oil which he uses for heating the shop during the winter. said some of the drums contained waste ink and waste solvents. He was not sure where these drums were located. There is no written record of what was in the drums or when they were received. said that waste ink from the Decatur Herald & Review and some waste solvent from the Grigoliet Company were still on site. He said these wastes were received between some time in 1982 and March said he did not know which wastes were stored in which locations. He said the fuel processing was a hobby of his father. He said he stopped running the cracking tower when his father died in 1984 shortly after the facility was contacted by the Agency. One drum sampled in area B contained a red paint like material. said this was waste ink from the Decatur Herald & Review. The Herald & Review had contacted FOS on September 5, 1989 about removing their wastes from the facility. No decision of final disposition for these wastes had been made at the time of the inspection. Many drums were leaking. Waste had been spilled into the soil in several areas. No 722.111 determination had been made for the contents of the drums.

EPA Region 5 Records Ctr.



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During the sampling conducted during the August 3, 1989 inspection respirator breakthrough was experienced by the samplers on two occasions. A solvent odor was detected by the samplers experiencing the breakthrough. Many of the wastes inventoried did not appear to be waste motor oil as had alleged.

said he was willing to clean the place up. He stated during the inspection that if we would give him the name of someone who could haul the wastes off he would load them on the truck. We was informed that the first step would be to determine if the wastes were hazardous.

Based on observations during the sampling and the interview with we believe the analysis will show hazardous substances are present. John Hurley indicated via telephone on September 7, 1989 that samples X022, X286, and X309 had flashpoints of $<70^{\circ}$ F, $<70^{\circ}$ F, and 133° F, respectively. This indicates that at least some of the wastes are hazardous.

and dispose of these wastes. He runs a one man machine shop on the property which is located near several of the barrel storage areas.

Itving and working daily among these wastes. Due to the proximity of these wastes to his small home and shop it is reasonable to assume that a proper cleanup will have an effect on his home and business. Sealing the site may not be practical for this reason. Enforcing RCRA regulations at this facility is unlikely to lead to a cleanup anytime soon. Given these conditions we recommend that we forego any RCRA enforcement and proceed directly to a RPMS directed cleanup as soon as possible.

If you have any questions, please contact us.

DCJ/SCT/is/0082L

cc: DLPC/Division File
DLPC/FOS, Springfield Region
DLPC/FOS, G. Savage
DLPC/RPMS, J. Janssen



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